

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

CAITLIN ATWATER,)
Administratrix of the Estate)
of Kathleen Hunt Peterson,)
Plaintiff,)
v.) Civil No. 1:04CV00503
NORTEL NETWORKS, INC.; NORTEL)
NETWORKS U.S. DEFERRED)
COMPENSATION PLAN; NORTEL)
NETWORKS RETIREMENT INCOME)
PLAN; and NORTEL NETWORKS)
LONG-TERM INVESTMENT PLAN,)
Defendants.)

J U D G M E N T

BULLOCK, District Judge

For the reasons set forth in the memorandum opinion filed
contemporaneously herewith,

IT IS ORDERED AND ADJUDGED that Defendants' motion for
partial judgment on the pleadings [Doc. #14] is **GRANTED**, and
Plaintiff's claim under 29 U.S.C. § 1132(a)(3) is **DISMISSED** with
prejudice.



United States District Judge

May 3, 2005